

Fredrick D. Huebner
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The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

CADARET, GRANT & CO., INC.

Appellants,

vs.

STEVEN WAYNE BASTROM,

Appellee.

Case No. C05-00880RSM

STIPULATION AND ORDER REMANDING
CASE TO BANKRUPTCY COURT

STIPULATION

COMES NOW Cadaret Grant & Co., Inc., Appellants, by and through their counsel of record, Fredrick D. Huebner, Cable, Langenbach, Kinerk & Bauer, and Steven Wayne Bastrom, Appellee, by and through his counsel of record, Lawrence K. Engel, and Stipulate as follows:

1. The Court should enter the subjoined Order remanding this case to Judge Samuel J. Steiner of the United States Bankruptcy Court for the Western District of Washington for reconsideration of Judge Steiner's April 29, 2005 Order Granting Defendant Steven Wayne Bastrom's Motion For Partial Summary Judgment in light of the enactment of Section 1404 of the Bankruptcy Reform Act of 2005 on April 21, 2005.

/s/ Fredrick D. Huebner
Fredrick D. Huebner, WSBA #12682
Counsel for Appellants

DATED: September 28, 2005

DATED September ___, 2005

Lawrence K. Engel, WSBA #8421
Counsel for Steven Wayne Bastrom, Appellee

ORDER

Based on the foregoing stipulation, it is hereby ORDERED that the Appeal in this matter be remanded to Judge Samuel J. Steiner of the United States Bankruptcy Court for the Western District of Washington for reconsideration of Judge Steiner's April 29, 2005 Order Granting Defendant Steven Wayne Bastrom's Motion For Partial Summary Judgment in light of the enactment of Section 1404 of the Bankruptcy Reform Act of 2005 on April 21, 2005, and the specific effect of the amendment to U.S.C. §523(a)(19)(B).

DATED: October 3, 2005



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE

Prepared and Presented by:

CABLE LANGENBACH KINERK & BAUR LLP

/s/ Fredrick D. Huebner
Fredrick D. Huebner, WSBA 12682
Counsel for Appellant Cadaret Grant & Co., Inc.

So Stipulated; Approved as to Form; Notice of
Presentation Waived:

LAWRENCE K. ENGEL, ESQ.

Lawrence K. Engel, WSBA 8421
Counsel for Steven Wayne Bastrom, Appellee